

NO. 72350

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 07 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 07 2005

The applicant **Elko Land and Livestock Company**, hereby makes application for permission to change the **Point of Diversion and Manner of Use and Place of Use** of water heretofore appropriated under **Permit 054568**

1. The source of water is **Underground**
2. The amount of water to be changed **0.0625 cfs**
3. The water to be used for **Stockwater, 2000 head of cattle and/or horses**
4. The water heretofore permitted for **Stockwater and domestic, 2000 head of cattle**
5. The water is to be diverted at the following point **T.S. Ranch – Dunphy Stockwell within the NE¼ NW¼, Section 25, T33N, R48E, M.D.M., at a point from which the NE corner of said Section 25 bears N 71° 27' 40" E a distance of 3580 feet.**
6. The existing permitted point of diversion is located within **T.S. Ranch – null within the SW¼ NW¼, Section 2, T34N, R48E, M.D.M., at a point from which the NW corner of said Section 2 bears N 06° 49' 24" W a distance of 2329.77 feet.**
7. Proposed place of use **NE¼ NW¼, Section 25, T33N, R48E, M.D.M.**
8. Existing place of use **SW¼ NW¼, and SE¼ NW¼, Section 02, T34N, R48E, M.D.M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled, cased well with a pipeline to a tank(s) within the place of use.**
12. Estimated cost of works **\$10,000 (ten thousand dollars)**
13. Estimated time required to construct works **two years**
14. Estimated time required to complete the application of water to beneficial use **four years**
15. Remarks:

By **Scott Paine, Water Rights**
s/ Scott Paine
Environmental Department, PO Box 669
Carlin, Nevada 89822

Compared gkl/sc ag/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place and manner of use of the waters of an underground source as heretofore granted under Permit 54568 is issued subject to the terms and conditions imposed in said Permit 54568 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

(PERMIT TERMS CONTINUED)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0625 cubic feet per second, or sufficient to water 2000 head of cattle and horses.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 30, 2008

Proof of completion of work shall be filed on or before:

April 30, 2008

Water must be placed to beneficial use on or before:

March 30, 2010

Proof of the application of water to beneficial use shall be filed on or before:

April 30, 2010

Map in support of proof of beneficial use shall be filed on or before:

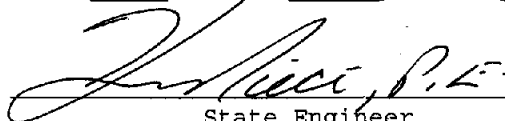
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 30th day of March, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____